

Beer Board Meeting Minutes
Thursday, March 19, 2009

The meeting began at 2:04 p.m. with the following in attendance:

Chairman Horne, Commissioner Atkins, Commissioner Jordan, Assistant County Attorney Christy Kinard, County Clerk's Office Pamela Catron, Detective Robert Butterick, Beer Board Coordinator Stephanie Jones.

I. Approval of Minutes

The approval of the minutes from February 18, 2009 was deferred for changes that are to be made.

II. New Applicants

There were no new applicants for this month.

III. Misdemeanor Citations

Current:

A. Shelby Station

9125 E. Shelby # 101, Collierville, TN 38017 Permit #108003562

Premier C-Stores, LLC owner

James Tyler Huntley employee / registered to sell

M021482 date of occurrence 10/23/08

1. Sell of beer to a minor (Rule C.5)

Glenn Miller, manager, was present to represent the business. According to court documents Mr. James Huntley pled guilty to sell of beer to a minor in January 2009 in General Sessions Court. Mr. Huntley is still an employee (has been for two years) and is registered with the County. Butterick said it occurred at 6:10 p.m. on October 23, 2008. Huntley can no longer handle, sell, transport beer for ten years according to State law. Commissioner Jordan moved to assess a \$500 fine; Commissioner Atkins seconded. The motion carried.

Disposition: Civil penalty of \$500 assessed for selling beer to a minor in violation of the Beer Board Rules and Regulations. Civil penalty is to be paid to the County Clerk's office by April 16, 2009.

Potential: (Date of occurrence: 12/12/08 for this section)

A. Dragster Express (BP)

5341 HWY 51, Memphis, TN 38127

Permit # 107005560

Abdallah A. Mahd, owner/clerk

1. Sell of beer to a minor (Rule C.5)

2. Failure to display a valid beer permit (Rule C.1)

Butterick read the citation into record. Notice is to be sent by the Beer Board Coordinator to require attendance for April's meeting. The owner, clerk, and citing officer (Deputy B. Clark) are to be sent notice and be in attendance.

B. Tom Cat's Sports Bar

5960 HWY 51, Millington, TN 38053

Permit # 106004109

Thomas Campbell, Owner

Carlena Tucker, employee cited, registered

1. Sell of beer to a minor (Rule C.5)
2. Failure to check identification (Rule C.5)

Butterick read the citation into record. Notice is to be sent by the Beer Board Coordinator to require attendance for April's meeting. Both owners, clerk, and citing officer (Deputy B. Clark) are to be sent notice and be in attendance.

C. Errol's Sports Bar & Grill

6560 HWY 51, Millington, TN 38053

Permit # 107006384

E S V Entertainment, LLC, Owner; business closed 01-01-09

Sreyneang Rivers, employee cited/registered

1. Sell of beer to a minor (Rule C.5)
2. Failure to check identification (Rule C.5)

The business has closed and surrendered its beer permit. The Beer Board no longer has jurisdiction.

D. General Store & Deli (Citgo)

6636 HWY 51, Millington, TN 38053

Permit # 105000942

Vickie Al-Hamoud, Owner

Patricia A. Douglas, employee cited/registered

1. Sell of beer to a minor (Rule C.5)
2. Failure to display a valid beer permit (Rule C.1)

Butterick read the citation into record. Notice is to be sent by the Beer Board Coordinator to require attendance for April's meeting. Identification was checked but failed to see the person was only 20. The owner, clerk, and citing officer (Deputy Godwin) are to be sent notice and be in attendance.

E. Penny Pantry

4991 Breckenwood, Memphis, TN 38127

Permit # 105002902

Jamal Ali and Omar Doma, Owners

Omar A. Domah, employee cited/registered

1. Sell of beer to a minor (Rule C.5)
2. Failure to display a valid beer permit

Butterick read the citation into record. Notice is to be sent by the Beer Board Coordinator to require attendance for April's meeting. The owner, clerk, and citing officer (Deputy Godwin) are to be sent notice and be in attendance.

IV. Permits Void by Operation of Law

A. Errol's Sports Bar & Grill – 6560 HWY 51, Millington, TN 38053

E S V Entertainment, LLC, Owner; Permit #107006384

1. Business closed 01-01-09 (Rule C.26)
2. Beer permit surrendered (Rule C.25)

Action: No action is to be taken.

B. Dan's BarBQ – 4731 Covington Pike, Memphis, TN 38135

Dan's Bar-B-Que, LLC, Owner, Permit #108000809

1. Business closed (Rules C.25 and C.26)

A letter is to be sent by the Beer Board Coordinator requiring the beer permit be submitted by April 15. If it is not submitted to the Clerk's office at that time, the owner is to appear before the Beer Board on April 16.

C. Club Pisces – 3087 Thomas, Memphis, TN 38107

Lewis D. Conley, Owner; Permit #105002238

1. Business closed (Rules C.25 and C.26)

The original permit has not been received. Pamela Catron of the Clerk's Office has not made contact with owner. A letter is to be sent by the Beer Board Coordinator asking for submission of beer permit by April 15. If it has not been submitted to the Clerk's office by then, then the owner is to appear before the Beer Board on April 16.

V. Notice of Potential Violations

Old Business

None.

New Business

A. Shelby Market - 6882 Macon Road, Memphis, TN 38134

Gebeyehu Teklemariam, Owner; Permit # 105006748

1. Privilege tax paid 02/19/09.
2. Old beer permit has not been surrendered. (Rule C.1)
3. Employee information has not been updated. (Rule A.9)

Ms. Catron has sent certified mail requesting that the old beer permit be submitted and for proof of employee information of those authorized to sell beer. A letter is to be sent by the Beer Board Coordinator asking for compliance. If information has not been received in the Clerk's office by April 15, then the owner is to appear before the Beer Board on April 16.

- B. Woodstock Store & Deli - 6055 Woodstock Cuba, Millington, TN 38053
Sylvester Crawford, Sr., Owner, Permit # 105001017
1. Privilege tax paid 02/24/09.
 2. Old beer permit has not been surrendered. (Rule C.1)
 3. Employee information has not been updated. (Rule A.9)

Ms. Catron has sent certified mail requesting that the old beer permit be submitted and for proof of employee information of those authorized to sell beer. A letter is to be sent by the Beer Board Coordinator asking for compliance. If information has not been received in the Clerk's office by April 15, then the owner is to appear before the Beer Board on April 16.

- C. Casa Mexicana - 3875 Hacks Cross Road, Memphis, TN 38125
Casa Mexicana of Hacks Cross, LLC, Owner; Permit # 105003181
1. Privilege tax has not been paid. (Rule C.28)
 2. Old beer permit has not been surrendered. (Rule C.1)
 3. Employee information has not been provided. (Rule A.9)

Ms. Catron has sent certified mail requesting that the old beer permit be submitted and for proof of employee information of those authorized to sell beer. A letter is to be sent by the Beer Board Coordinator asking for compliance. If information has not been received in the Clerk's office by April 15, then the owner is to appear before the Beer Board on April 16.

- D. Genie's Grocery - 7534 N. Watkins, Memphis, TN 38053
Genie's Grocery, LLC, Owner; Permit # 105000949
1. Privilege tax has not been paid. (Rule C.28)
 2. Old beer permit has not been surrendered. (Rule C.1)
 3. Employee information has not been updated. (Rule A.9)

Ms. Catron has sent certified mail requesting that the old beer permit be submitted and for proof of employee information of those authorized to sell beer. A letter is to be sent by the Beer Board Coordinator requesting compliance. If information has not been received in the Clerk's office by April 15, then the owner is to appear before the Beer Board on April 16.

- E. Green Bamboo - 4502 Hacks Cross, Memphis, TN 38125
Ray Kien & Hai Nguyen, Owners; Permit # 105003398
1. Privilege tax has not been paid. (Rule C.28)
 2. Old beer permit has not been surrendered. (Rule C.1)

3. Employee information has not been updated. (Rule A.9)

Ms. Catron has sent certified mail requesting that the old beer permit be submitted and for proof of employee information of those authorized to sell beer. A letter is to be sent by the Beer Board Coordinator requesting compliance. If information has not been received in the Clerk's office by April 15, then the owner is to appear before the Beer Board on April 16.

F. Circle K # 3198 4195 Hacks Cross, Memphis, TN 38125

Circle K Stores, Inc, Owner; Permit # 105006365

1. Privilege tax has not been paid. (Rule C.28)
2. Old beer permit has not been surrendered. (Rule C.1)
3. Employee information has not been updated. (Rule A.9)

Ms. Catron has sent certified mail requesting that the old beer permit be submitted and for proof of employee information of those authorized to sell beer. A letter is to be sent by the Beer Board Coordinator requesting compliance. If information has not been received in the Clerk's office by April 15, then the owner is to appear before the Beer Board on April 16.

G. Imbibrio's, 6353 Navy Road, Millington, TN 38053

Karen Abelsett, Owner; Permit # 108004808

Thorne Peters, Employee arrested 12/11/08/not registered

1. Employee not registered. (Rules C.4 and D.9)
2. No employee can be convicted of laws against manufacture/delivery/sale/possession with intent to do same within past ten years (Rule B.14)

Detective Butterick read record of arrest made at the store – intent to sell marijuana and disorderly conduct. A letter is to be sent by the Beer Board Coordinator to Ms. Abelsett, Mr. Peters, and Deputy Paige requesting they appear before the Beer Board on April 16.

I. Discussion/Announcements

Tierra Caliente on Whitten had a fire. They do not plan to reopen.

Glenn's Country Store (Curtis Glen) was charged with gambling. The information surrounding this situation is not complete.

Zorro's has paid their assessed fine of \$500.

Tobacco and Snacks has paid their assessed fine of \$500.

Schnuck's Express has paid their assessed fine of \$700.

Mr. P's Buffalo Wings has not paid their fine. A letter is to be sent by the Beer Board Coordinator requesting the fine be paid by April 15 or appear before the Beer Board on April 16.

Bennington Mini Mart has not paid their fine. They received their letter on March 6, 2009. The husband came before the Board in February. Ms. Catron has not spoken to the wife who is the actual owner. A letter is to be sent by the Beer Board Coordinator requesting the fine be paid by April 15 or appear before the Beer Board on April 16 at which time suspension or revocation of the license will be determined.

Adjournment: Commissioner Atkins moved that the meeting be adjourned; Commissioner Jordan seconded. The motion carried. The meeting was adjourned to April 16, 2009.